



## MALCOM MALONEY SETS NEW RECORD FOR MARATHON RACE

Time, Little Over Two and One-Half Hours

MAKES LONG RUN EASY

Athlete of Trinity Club of Brooklyn Leaves Contestants Far Behind

MAKES DORANDO A 'HASBEEN'

Course Covered by Maloney is Carefully Measured by Engineers so There is no Doubt That the Lad Traveled Full Marathon Distance.

NEW YORK, Dec. 26.—Malcolm Maloney, of the Trinity Athletic Club, of Brooklyn established a new world's record for the full Marathon distance of 25 miles, 385 yards, today, in a race from Rye-on-the-Sound to Columbus Circle. Maloney ran away from the field of 115 contestants finishing in fairly good condition. His time of two hours, 45 minutes and 12 1-5 seconds and J. Clarke, X. A. A., of New York, was third, time 2:47:22 2-3. A comparison of Maloney's time today and that made by Dorando and Longboat in their professional race over the same distance in Madison Square Garden, within the last five weeks stamps a newcomer as a world beater at long distance running. In beating Hayes, Dorando covered the distance indoors in 2:45:05 2-5 and Longboat when he defeated Dorando over the same course was timed 2:45:25 2-5. The course today was carefully measured by a corps of civil engineers, accompanied by representatives of the A. A. U., so there is no doubt as to Maloney's record being made over the full Marathon distance.

THIEF CAPTURED.

Held up Jewelry Store and Then Tried Same Act in Dairy.

BELLINGHAM, Wash., Dec. 26.—Fred T. King, who declared he was "Up against it and had to hold up a jewelry store and then secured \$15 from the proprietor." He then repeated his act at a dairy from which he secured \$20. He was captured by the police after a running fight, during which several shots were fired by the police.

RESUME BUSINESS.

NEW YORK, Dec. 26.—Practically every moving picture show in New York that was closed by Mayor McClellan's order of Christmas opened its doors tonight under temporary injunction granted by Justice Gayner to the Wildam Fox Amusement Co.

## MILITIA ON WAY TO SEAT OF TROUBLE

Governor Wilson Orders Two Companies to Sterns Owing to Unrest After Yesterday's Battle

STEARNS, Ky., Dec. 26.—Two companies of the state militia are on the way to Stearns tonight sent by Governor Willson on account of the unrest following the battle of yesterday in which Deputy United Marshal

BURTON CONFIDENT. Declares His Senatorial Outlook is Bright to Win.

TOLEDO, Dec. 26.—"The senatorial outlook is good, my chances are good and I have votes, if I can keep them, and I think I can," declared Congressman Burton upon his arrival here today to speak at a banquet at the Wholesale Merchants and Manufacturers' Board. At his address at the banquet, Burton condemned political bosses, his reference causing much interest because of charges of bossism made in the senatorial campaign.

## AMBASSADOR GRISCOM HAS RESIGNED

WILL RETIRE FROM DIPLOMATIC SERVICE AT EXPIRATION OF ROOSEVELT'S TERM.

REFUSES TO DISCUSS ACT

It is Further Understood That Griscom Has Informed King Victor Emmanuel of His Intention—While the House Denies the Report.

ROME, Dec. 26.—It is stated on good authority that Ambassador Griscom has forwarded his resignation to Washington and will retire from the diplomatic service at the conclusion of President Roosevelt's term of office. It is understood that Griscom has informed King Victor Emmanuel of his intention. When questioned on the subject Griscom refused to deny report, contenting himself with the statement that he had no statement to make on the subject.

WASHINGTON, Dec. 26.—At the White House and at the State Department it was stated tonight that nothing had been received from Ambassador Griscom indicating his purpose to resign.

HE SPENDS ROYALLY.

MIDDLETON, N. Y., Dec. 26.—The new country place which E. H. Harriman is having erected on his 20,000-acre estate in Orange county, will have an immense playground for sport and entertainment. It will cover two and one-half acres and to level the ground it was necessary to blast away the solid rock. When completed the space will be covered with a floor and surrounded by a low wall. Tennis courts, squash courts, target ranges, etc., are to be installed and in winter the area will be converted into a skating rink. Ice carnivals will be made a feature of Mr. Harriman's winter house parties, it is said. The mansion itself, which is now being constructed, will cost nearly \$1,000,000.

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and a striking miner were killed. The strikers have threatened to destroy a big plant of Stearns' Coal & Lumber Company and community is alarmed. Deputy Marshal Ryan, who has been missing since the fight, has not been found and it is feared he has also been killed.

IS WANTED ABOARD. But Polish Miner Will Fight Extradition to Prussia.

CHICAGO, Dec. 26.—Karl Tomczyk, the Polish miner whose arrest was ordered by the State Department at the request of the German government on a charge of robbery and attempted murder, threatens to fight extradition with as much energy as Christian Rudovitz, who is wanted by the Russian government and whose case has become one of international importance. Tomczyk was arrested at West Frankfort, Ill., Thursday. His case will be heard by a United States Commissioner, and already the Refugee Defense League is making preparations to provide the prisoner with attorneys. The latter will be discussed at the mass meeting of the League to be held today and in the meantime Dr. Paul Roh, acting German consul here, has retained the services of William E. Rigby to act as prosecutor. The crime of which Tomczyk is accused was committed within the last year in the village of Bochum, near Essen, Prussia. The prisoner admits that he paid a visit to Prussia within the past year, but denied that he was connected with the crime.

MAIL IS DELAYED.

CHICAGO, Dec. 26.—More than 2000 bags of Christmas mail are stacked in one passenger station and will not be delivered for a week. Mail has accumulated at the other depots also. Most of the packages are for delivery outside of Chicago. Hundreds of presents, however, consigned to Chicagoans have missed delivery in time. The delay of so much of the Christmas mail this year is said to have resulted from inability to procure a sufficient number of extra clerks and wagons.

VANCOUVER LOSES.

VANCOUVER, B. C., Dec. 26.—Outplayed, outweighed and outgeneraled, Vancouver Rugby fifteen, went down to defeat in the first game of a series with Stanford University for the possession of Cooper Keither international Rugby trophy at Brockton Point yesterday. The Cardinal's secured three tries, nine points, to Vancouver's 0.

## MORE SUBPOENAS FROM GRAND JURY

WILL BE SERVED ON PACKING HOUSES IN CITIES OF THE MIDDLE WEST.

TO FIND PRICE REGULATORS

Federal Grand Jury in Investigating Rebate Charges is Said to Have Unearthed Sensational Evidence Which Will be Used Soon.

CHICAGO, Dec. 26.—Scores of subpoenas today were sent to St. Louis, Kansas City, St. Joseph and Omaha, where they will, it is said, be served on employes of railroads and packing houses. The federal grand jury is investigating rebate charges it is said to have unearthed, a clew development of which is expected to illuminate the manner in which meat prices are said to have been determined by certain influential packers.

A CHRISTMAS HAUL.

Burglars Rob a Frisco Firm While Proprietors Are Celebrating.

SAN FRANCISCO, Dec. 26.—While the proprietors were enjoying Christmas festivities, burglars broke into the establishment of Koenig and Collins, on Van Ness avenue and hauled away in a wagon silks, satins, suits and valuable costumes estimated to be worth \$5000.

## HENRY W. POOR IS BANKRUPT

Another New York Broker Goes to the Wall.

CAME UNEXPECTEDLY

Is Believed His Liabilities Will Reach at Least Five Million Dollars.

WILL NOT AFFECT THE MARKET

Entire Burden of Failure is Borne by Poor, His Former Partners Having Withdrawn From the Firm—Sells His Famous Library.

NEW YORK, Dec. 26.—Henry W. Poor, a well known banker and broker of Wall street and for many years publisher of Poor's Manual of Railroads, failed today. His bank and brokerage firm, known as H. W. Poor & Company, with offices at 33 Wall street made an assignment to Mark L. Cook without preference. No financial statement was forthcoming, but as Poor had been prominent in the street and has influential connections, it is believed his liabilities will reach at least \$5,000,000.

The entire failure is borne by Poor, his former partners having withdrawn from the firm. The failure is one of the largest in the financial district in some time. Poor was looked upon not only as a very wealthy man, but his family has long held high social position. He has two magnificent residences, one old Cyrus W. Field mansion at 110 Lexington avenue and the other a stone Chateau at Tuxedo which has been a gathering place of the fashionable for years.

As the stock exchange was closed today announcement of the failure could not reflect in the market conditions. Recent incidents in Poor's affairs are given significance because of the failure. It is recalled that Poor, about six weeks ago began a sale of his magnificent library which he had been 30 years in collecting and which he regarded as one of the best in the country. Five thousand works included, and the purchasers include J. P. Morgan, Mrs. John D. Rockefeller, Senator Lodge and George and Howard Gould.

TABLE SET FOR ALL.

Returned Miner Eats Christmas Dinner With Phantoms.

NEW YORK, Dec. 26.—It was indeed a strange Christmas dinner that Henry B. Tannehill ate at a local hotel yesterday. He sat at a table at which there were four others chairs, but all of them vacant. In front of each, however, there was placed a complete Christmas repast which was later taken away untouched. Tannehill dined with phantom guests, the spirits of his sister and her three children all dead. On an adventurous spirit, Tannehill, once a resident of this city, has wandered far and wide, and returning here Monday last from Alaska he learned of the death of his sister and her children. His explanation of the weird dinner is perhaps the best. He said:

"On the day I left my sister's home I told her that I would be back next Christmas or the one after and that the treat for them would be the finest that money could buy. I got out and hustled and saved considerable money in the Klondike and when I arrived here the other night, I ran over to the East Side and began to look up the folks. It didn't take me long to find out what I least expected. My

sister went out to a store one day and left the children alone; when she came back they were dead—burned. A little later she, herself died of pneumonia and worry."

ON SECRET MISSION.

CHICAGO, Dec. 26.—The Inter-Ocean today in a news article says: Colonel James Hamilton Lewis, well known attorney, who left Chicago for New Orleans, two weeks ago and who is now in San Francisco, will go to Japan and China on a secret mission for the State Department, it is said, before returning to this city. The nature of Colonel Lewis' mission is not known even to his private secretary, according to a statement made by the latter.

BLACK HAND LETTER.

CHICAGO, Dec. 26.—Vito Lantillo has received another black hand letter demanding \$1500. The letter, the fourth, gives him until Sunday to pay the money and threatens the lives of his family if he refuses to pay. Lantillo is poor and says it is impossible for him to get the money. The first two letters he treated as a joke, but two shots fired at him through a kitchen window has awakened him to the gravity of his situation.

INSANE FANATIC.

TAMPA, Fla., Dec. 26.—All Christmas Day devoted followers of the Koresch leader, Dr. Cyrus R. Teed, kept a close watch upon the body of their fancied Messiah, expecting a miracle, but he did not arise from the dead. Now some of the bolder members of the colony are openly expressing doubt and advocating immediate burial but Victoria Grata, successor to "The Headship" as the chief office of the sect is called, insisted upon another day's delay.

SUES HIS ACCUSERS.

CHICAGO, Dec. 26.—George W. Fitzgerald, former assistant teller of the United States sub-treasury here, suspected and arrested in connection with the theft of \$173,000 and afterwards discharged from custody today filed a suit for \$50,000 against William Boldenweck, who is in charge of the sub-treasury and H. F. Young.

## FLYING AUTO TURNS SOMERSAULTS IN AIR

AT SPEED OF MILE A MINUTE DRIVERS ARE ONLY INJURED SLIGHTLY.

CAUSED BY BROKEN TIRE

After Doing Acrobatic Stunt Machine Crashes to Center of Track a Total Wreck and Burns up—Accident Occurred at Los Angeles.

LOS ANGELES, Dec. 26.—One of the most spectacular accidents ever occurring in American automobile race happened at Ascot Park today when front tire of the white racer "Whistling Billy" broke on the curve while Gus Seyfried was driving more than a mile a minute, the car turning three complete somersaults in the air, blazing in a ball of flame and landing a broken wreck in the center of the track where it was practically consumed by flames. The occupants who was thrown out with terrific force sustained only minor cuts and bruises.

TWELVE INJURED.

REIDSVILLE, Ga., Dec. 26.—Twelve were seriously injured today when a train on the Georgia coast and Piedmont Railroad rolled down a 40-foot embankment. The accident was caused by trains at high speed rounding a curve.

## FATE OF FINCH WILL BE IN HANDS OF JURY TUESDAY

STRUCK BAD GALE.

SAN FRANCISCO, Dec. 26.—The steam schooner Tiverton, Captain Johnson, which came in yesterday morning from Tacoma to take on coal for her trip south, struck a gale at Cape Blanco that set the lumber laden craft on her beam ends. To keep the bow up 30,000 feet of lumber was moved to the stern of the boat and this task was not accomplished without great risk by the crew. Captain Johnson reported that it was one of the worst gales he ever experienced on this coast.

## CASTRO SAYS DUTCH ARE PIRATES

SENDS MESSAGE TO MINISTER JOSE DE J. PAUL TO THIS EFFECT

RECEIVED WITH REDICULE

Message Reads: "Declare Dutch Warships Pirates, Suspend Payments to Powers Under Washington Protocol; I am Forwarding Letter."

CARACAS, Dec. 23, Via Port of Spain, Dec. 26.—Jose De J. Paul, minister of foreign affairs in Castro's cabinet, received two days ago, a dispatch from President Castro at Berlin reading as follows: "Declare the Dutch warships pirates. Suspend payments to powers under Washington protocol. I am forwarding you solution of difficulty."

The communication has been received here with ridicule. BERLIN, Dec. 26.—Castro went out today for the first time since entering Dr. Israel's Hospital. Castro says he feels comparatively well but will remain under observation for some time yet.

CARACAS, Dec. 24, Via Port of Spain, Dec. 26.—The government has in its possession a cablegram from Castro which would seem to indicate that the former president is not aware of his overthrow. His message reads: "If the Dutch warship again appears at La Guaira, make an attack on one side with three of our ships."

17 INGREDIENTS USED.

WASHINGTON, Dec. 26.—Ela bark, cloves, olibanum, patchouli, sandalwood dust, garoo, lake, aniseed, musk range peel galango, dried ginger, sapanwood, rhu barb, myrrh, cassia and camphor are the array of ingredients which enter into the composition of Chinese incense. Consul J. C. McNally, writing from Nanking, says the incense is of universal use

## WILL MAKE MANY MORE ARRESTS

Pittsburg Voters League Promise to Land About Forty More Grafting Councilmen

PITTSBURG, Dec. 26.—About 40 more arrests in the council bribery scandal are promised by the voters league, according to statements made today by President Weil of the league. The first council meeting since the arrest disclosures is scheduled for Monday night. Attorney for Wasson, Soffel, and Atkinson of seven accused councilmen, stated tonight he would advise his clients to continue their duties. It was reported today that a number of new banks were undergoing thorough examination in connection with the report that certain financial institutions had paid \$176,000 for privilege of handling the city's funds but the government officials refused either to confirm or deny the story.

Prosecution Practically Concluded Testimony

HAS WEAK DEFENSE

Finch Attorneys Will Attempt to Impeach Miss Burkhardt's Testimony

CLAIMS JURY WAS FIXED

Following the Effort to Impeach Mrs. Burkhardt's Testimony the State Will Offer Its Rebuttal—Finch's Cross Examination Finished.

PORTLAND, Dec. 26.—The defense in the case of James A. Finch practically concluded its testimony this afternoon. Monday the defense will attempt to impeach the testimony of Miss Vera Burkhardt, Fisher's stenographer and the only eye witness to the tragedy. Following the effort to impeach Miss Burkhardt, the state will offer its testimony in rebuttal and indications are the matter will be in the hands of the jury by Tuesday.

Aside from Finch's own story, the defense has offered practically no testimony. His cross-examination was finished this morning, the state failing to make him swerve from the account of the tragedy given by him on Thursday. The defense offered also evidence that Finch had gone to Fisher's office because the was summoned there by telephone; that the diagram of Fisher's office exhibited in the case is inaccurate; that Fisher had failed to live up to a promise to sign a petition to the supreme court in Finch's behalf; that Finch's mind was in a dazed condition immediately after his arrest and that the jury which is trying the case has been tampered with. This last allegation was based on a conversation between a subpoena server for the district attorney's office and one of the jurors. Both swore that they merely passed the time of the day with the other.

and is manufactured in almost every city and village throughout the Chinese empire.

HIGHWAYMAN CAUGHT.

CENTRALIA, Mo., Dec. 26.—Night Operator W. J. Oney, at the Chicago & Alton depot here, was held up at an early hour yesterday by a boy who appeared at the ticket window and demanded the gent's money. Something over \$50 was secured. The youthful bandit thanked Oney for the contribution and departed, smiling. A number of travelers in the depot witnessed the holdup.